

would exist. In addition, almost the entire refinery is constructed on land that was once underwater at high tide, arguably an area that should be under the jurisdiction of the SLC.

In addition to the access related issues described above, there is at least one other issue that was erroneously and insufficiently addressed. The DEIR states that the site is industrial in character and concludes that visual, noise and light impacts would be less than significant.⁴ In fact, the long wharf is adjacent to a residential community that is on continuously subjected to adverse impacts of noise and light. Mitigations are clearly called for. Residents report that the noise is so loud that they cannot open their windows.

Sincerely,

A handwritten signature in black ink, appearing to read 'TK Butt', written in a cursive style.

Thomas K. Butt

⁴ ES 25 VR-1 and ES 24, 4.7 N-1